

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.  
★ *Macinda* ★  
APR 13 2007

----- X  
SUSAN J. RUSSO,

Plaintiff,

- against -

UNITED STATES OF AMERICA and  
MICHAEL WESOLOWSKI,

Defendants.  
----- X

STIPULATION AND ORDER OF TRANSFER  
TO THE SOUTHERN  
DISTRICT OF NEW YORK  
P.M. \_\_\_\_\_  
A.M. \_\_\_\_\_

Civil Action  
No. CV-06-6107

(Weinstein, J.)

WHEREAS, plaintiff filed a complaint on or about  
November 15, 2006, in the Eastern District of New York, pursuant  
to the Federal Tort Claims Act, 28 U.S.C. § 2671, et seq., and

WHEREAS, copies of the summons and complaint were  
served on the United States Attorney's Office for the Eastern  
District of New York on or about March 15, 2007, and

WHEREAS, the complaint alleges that plaintiff is a  
resident of New York County and that the incident at issue took  
place in New York County, and

WHEREAS, 28 U.S.C. § 1402(b) provides that this action  
"may be prosecuted only in the judicial district where plaintiff  
resides or wherein the act or omission complained of occurred,"  
and

WHEREAS, plaintiff and defendant United States of  
America consent to the transfer of this action to the Southern  
District of New York,

*gl*

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IT IS STIPULATED AND AGREED, by and between plaintiff and defendant United States of America, that this action be transferred, pursuant to 28 U.S.C. § 1406(a), to the Southern District of New York.

March 23, 2007

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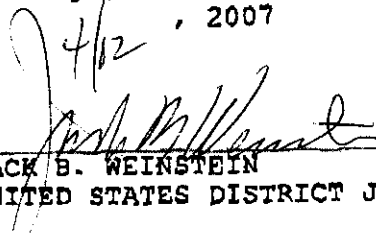
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By:   
JENNIFER SCHANTZ (JS 9318)  
Assistant U.S. Attorney  
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SO ORDERED:

Brooklyn, New York  
4/2, 2007

  
JACK B. WEINSTEIN  
UNITED STATES DISTRICT JUDGE